

**COMPLAINT INVESTIGATION SUMMARY**

**COMPLAINT NUMBER:** 1571.00  
**COMPLAINT INVESTIGATOR:** Steve Starbuck  
**DATE OF COMPLAINT:** May 12, 2000  
**DATE OF REPORT:** June 5, 2000  
**REQUEST FOR RECONSIDERATION:** no  
**DATE OF CLOSURE:** June 28, 2000

**COMPLAINT ISSUES:**

Whether the Beech Grove City Schools and the RISE Special Services violated:

511 IAC 7-10-2 with regard to the school's alleged failure to implement general education interventions for a student whose classroom performance is adversely affecting educational outcomes.

511 IAC 7-10-3 with regard to the school's alleged failure to pursue an educational evaluation at the request of the student's counselor.

511 IAC 7-10-3 with regard to the school's alleged failure to conduct an educational evaluation and convene a case conference committee (CCC) meeting within forty instructional days of the parent's written request.

**FINDINGS OF FACT:**

1. The student is seven years old and will be entering the second grade this fall. She has not been evaluated for special education.
2. The director states the student has been afforded special services to assist in improving her academic skills. The school principal tutored the student in a small group of four to five students from October to December 1999. On January 21, 2000, the student's classroom teacher completed a General Education Teacher Report form. On February 2, 2000, a General Education Intervention Plan was implemented to assist the student with language arts. The plan offered the following assistance to the student: (1) instruction in a small work group for forty minutes each day; (2) a reduced spelling list; and (3) support from a parent volunteer. On March 7, 2000, the General Education Intervention team determined the student's plan as previously written should be continued.
3. The counselor's letter dated April 10, 2000, requested the school conduct an educational evaluation for the student. According to the director, the counselor's letter was received by mail at the school on May 10, 2000. By this time, the parent had already provided the school with written parental consent to initiate the educational evaluation.
4. Written parental consent to initiate an educational evaluation for the student was provided to the school on April 24, 2000. The director states the school will evaluate the student and convene a CCC meeting within forty instructional days from the date the school received written parental

consent for the evaluation.

**CONCLUSIONS:**

1. Finding of Fact #2 reflects that the school provided the student with tutoring services from October to December 1999, and implemented a General Education Intervention Plan for the student on February 2, 2000. Therefore, no violation of 511 IAC 7-10-2 is found.
2. Finding of Fact #3 indicates the counselor's request for an educational evaluation of the student was received by the school after the parent had given written consent for the evaluation. Therefore, no violation of 511 IAC 7-10-3 is found.
3. Finding of Fact #4 reflects that the parent provided written consent for an educational evaluation on April 24, 2000. The school's deadline for completing the evaluation and convening a CCC meeting has not expired. Therefore, no violation of 511 IAC 7-10-3 is found.

**The Department of Education, Division of Special Education, requires no corrective action based on the Findings of Fact and Conclusions listed above.**

DATE REPORT COMPLETED: June 5, 2000